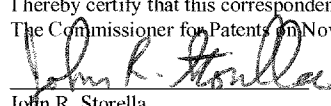


Certificate of Mailing under 37 CFR 1.8
I hereby certify that this correspondence is being transmitted via EFS/WEB to
The Commissioner for Patents on November 17, 2009


John R. Storella

PATENT
Attorney Docket No. 1004-001.CIP

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application:

Inventor: Gregory E. Conner

Application No.: 10/771,057

Filed: February 3, 2004

Title: **NOVEL METHODS AND DEVICES FOR
TREATING LUNG DYSFUNCTION**

Examiner: Alstrum Acevedo, James Henry

Group Art Unit: 1616

Confirmation No: 1518

Customer No. 87155

AMENDMENT AND RESPONSE

M/S Amendment
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Sir:

This communication is in response to the Office Action dated August 18, 2009. The shortened statutory period for response expires on November 18, 2009. The Response is submitted prior to the end of the shortened statutory period.

Prior to reconsidering this application on the merits, please amend the application as follows:

The **Claim Listing** begins on page 2 of this paper.

Applicant **Remarks** begin on page 4 of this paper.